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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 ROBERTA MORRISON,

10 Plaintiff,

11 v.

12 BOYS AND GIRLS CLUB OF FEDERAL  
13 WAY,

14 Defendant.  
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Case No. C09-0287RSL

ORDER OF DISMISSAL

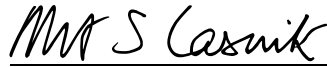
16 This matter comes before the Court *sua sponte*. On October 1, 2009, the Court ordered  
17 plaintiff to show cause why this case should not be dismissed pursuant to Federal Rule of Civil  
18 Procedure 4(m) for plaintiff's failure to serve defendant within 120 days after the complaint was  
19 filed. Federal Rule of Civil Procedure 4(m) provides that if the summons and complaint are not  
20 served within 120 days after the complaint is filed, the Court "must dismiss the action without  
21 prejudice against the defendant or order that service be made within a specified time."

22 In this case, dismissal is warranted. Plaintiff has taken no steps to litigate this case since  
23 she filed it in March 2009. She has not served defendant, and she did not respond to the Court's  
24 October 1, 2009 order to show cause.

25 Accordingly, this case is DISMISSED without prejudice for failure to serve the defendant  
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1 in a timely manner.

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3 DATED this 30th day of October, 2009.

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7 Robert S. Lasnik  
8 United States District Judge  
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